

DARREN LANDIE  
Law Offices of Darren Landie  
2600 Walnut Ave., Suite E  
Tustin, CA 92780  
714-544-3291  
Fax: 714-276-6110  
Email: [darren@landielaw.com](mailto:darren@landielaw.com)

*Attorney for Defendant CWT*

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

Case No. 2:15-cv-00828-TJH-MAN

SCOTT WIEDERHOLD;  
INDIVIDUALLY AND ON  
BEHALF OF ALL OTHERS  
SIMILARLY SITUATED,  
  
Plaintiffs,  
  
vs.  
CONSOLIDATED WORLD  
TRAVEL INC. dba HOLIDAY  
CRUISE LINE,  
  
Defendant.

**JOINT STIPULATION FOR STAY  
PENDING RESOLUTION OF MDL  
PROCEEDINGS**

Pursuant to this Court's Local Rule 7-1, Defendant CONSOLIDATED WORLD TRAVEL INC. ("CWT") and Plaintiff SCOTT WIEDERHOLD ("Plaintiff"), hereby stipulate to a stay of this proceeding pending the resolution of

**JOINT STIPULATION FOR STAY PENDING RESOLUTION OF MDL  
PROCEEDINGS** Page 1 of 4

1 MDL proceedings affecting this matter. *See In re Holiday Cruise Line Telephone*  
2 *Consumer Protection Act (TCPA) Litigation*, MDL No. 2637 (J.P.M.L.). On May  
3 4, 2015, a notice of the MDL case was filed in this action (DE 19).

4 **MEMORANDUM OF LAW**

5 The Parties' proposal to stay these proceedings temporarily, pending the  
6 outcome of a MDL petition that could result in this case being transferred to  
7 Florida, will not prejudice any of the parties and will best preserve this Court's  
8 resources. *See Couture v. Hoffman-La Roche, Inc.*, 2012 WL 3042994 \* 2 (N.D.  
9 Cal., July 25, 2012) (when evaluating a motion to stay a proceeding pending a  
10 possible MDL transfer, "a primary factor to consider is the preservation of judicial  
11 resources," and staying the action pending transfer "can help prevent duplicative  
12 litigation and inconsistent ruling"). Furthermore, Courts in this District have  
13 granted similar relief when an MDL petition was pending. *See e.g., Rivers v. Walt*  
14 *Disney Co.*, 980 F. Supp. 1358 (C.D. Cal. 1997) (staying case in its entirety  
15 pending a decision in MDL proceedings).

16 WHEREFORE, the parties jointly request that the Court enter an Order:

- 17 A. Granting this Stipulation;
- 18 B. Staying this matter pending the resolution of the MDL proceedings; &
- 19 C. Granting such other relief this Court deems equitable and just.

20  
21  
22 **JOINT STIPULATION FOR STAY PENDING RESOLUTION OF MDL**  
23 **PROCEEDINGS**

1  
2  
3 Dated: June 23, 2015

Respectfully Submitted,

4  
5 /s/ Matthew M. Loker  
6 Matthew M. Loker, Esq.  
Kazerouni Law Group, APC  
7 Seyed Abbas Kazerounian  
[ak@kazlg.com](mailto:ak@kazlg.com)  
Matthew M. Locker, Esq.  
[ml@kazlg.com](mailto:ml@kazlg.com)  
9 245 Fischer Avenue, Unit D1  
Costa Mesa, CA 92626  
Telephone: (800) 400-6808  
10 Facsimile (800) 520-5523  
11 **Attorneys for Plaintiff**

By: /s/ Jeffrey A. Backman  
RICHARD EPSTEIN, ESQ.  
Fla. Bar No. 229091  
(Admission Pro Hac Vice)  
[richard.epstein@gmlaw.com](mailto:richard.epstein@gmlaw.com)  
JEFFREY A. BACKMAN, ESQ.  
Fla. Bar No. 662501  
(Admission Pro Hac Vice)  
[jeffrey.backman@gmlaw.com](mailto:jeffrey.backman@gmlaw.com)  
GREENSPOON MARDER, P.A.  
200 East Broward Blvd., Suite 1800  
Fort Lauderdale, FL 33301  
Telephone: (954) 491-1120  
Facsimile: (954) 213-0140

13 Darren Landie  
14 Law Offices of Darren Landie  
15 2600 Walnut Ave., Suite E  
Tustin, CA 92780  
16 Telephone: 714-544-3291  
Fax: 714-276-6110  
[darren@landielaw.com](mailto:darren@landielaw.com)

17  
18 **Attorneys for Defendant**

19  
20  
21  
22  
23 **JOINT STIPULATION FOR STAY PENDING RESOLUTION OF MDL**  
24 **PROCEEDINGS**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was electronically filed with the Clerk of Court by using CM/ECF service which will provide copies to all counsel of record registered to receive CM/ECF notification on this 23rd day of June, 2015.

<b>Joshua B Swigart</b> Hyde and Swigart 2221 Camino del Rio South Suite 101 San Diego, CA 92108 619-233-7770 Fax: 619-297-1022 Email: <a href="mailto:josh@westcoastlitigation.com">josh@westcoastlitigation.com</a>	<b>Seyed Kazerounian</b> Kazerouni Law Group APC 245 Fischer Avenue Suite D1 Costa Mesa, CA 92626 800-400-6808 Fax: 800-520-5523 Email: <a href="mailto:ak@kazlg.com">ak@kazlg.com</a>
<b>Todd M Friedman</b> Law Offices of Todd M Friedman PC 324 South Beverly Drive Suite 725 Beverly Hills, CA 90212 877-206-4741 Fax: 866-633-0228 Email: <a href="mailto:tfriedman@attorneysforconsumers.com">tfriedman@attorneysforconsumers.com</a>	<b>Matthew M Loker</b> Kazerouni Law Group APC 245 Fischer Avenue Unit D1 Costa Mesa, CA 92626 800-400-6808 Fax: 800-520-5523 Email: <a href="mailto:ml@kazlg.com">ml@kazlg.com</a>

By: /s/ Jeffrey A. Backman  
 JEFFREY A. BACKMAN

**JOINT STIPULATION FOR STAY PENDING RESOLUTION OF MDL  
PROCEEDINGS**